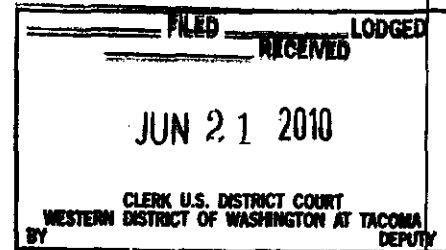




10-CV-05257-ORD



UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

MERRY GAGG,

Plaintiff,

vs.

ALLIED CASH ADVANCE; ALLIED CASH  
ADVANCE, INC.; ALLIED CASH ADVANCE  
WASHINGTON, LLC, JOHN LIE-NIELSEN and  
JANE DOE NIELSEN, and the marital  
community comprised thereof; and DOES 1-10,  
inclusive,

Defendants.

NO. CV 10 5257

**[PROPOSED] ORDER ON  
DEFENDANT ALLIED  
CASH ADVANCE'S  
MOTION TO DISMISS  
STATE LAW CLAIMS  
PURSUANT TO FRCP  
12(b)(6)**

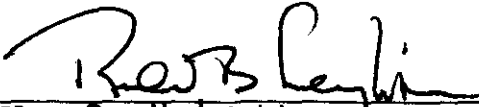
The motion of Defendants Allied Cash Advance; Allied Cash Advance, Inc.; and Allied Cash Advance Washington, LLC to dismiss the state law claims in plaintiff's complaint for damages was noted for hearing on Friday June 11, 2010, the Honorable Ronald Leighton, United States District Court Judge, presiding. The motion was brought pursuant to Fed. R. Civ. Proc. 12(b)(6) on the grounds that plaintiff's state law claims are barred by the statute of limitations. The court has considered all pleadings on file.

IT IS HEREBY ORDERED that plaintiff's claims of gender discrimination in violation of RCW 49.60; retaliation in violation of RCW 49.60; negligent supervision and/or retention; malicious harassment; and the tort of outrage are barred by the statutes of limitation applicable to those state law claims. Thus, defendants' objections to said claims under Fed. R. Civ. Proc. 12(b)(6) are hereby sustained and those claims are dismissed with prejudice.

ORDER ON DEFENDANT ALLIED CASH  
ADVANCE'S MOTION TO DISMISS STATE LAW  
CLAIMS PURSUANT TO FRCP 12(b)(6) - 1  
U.S.D.C. No. C10-5257

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1 Dated this 19<sup>th</sup> Day of June, 2010.

2  
3   
4 Hon. Ronald Leighton  
United States District Judge

5 **Presented By:**

6 Law, Lyman, Daniel, Kamerrer & Bogdanovich, P.S.

7  
8 /s/ Elizabeth A. McIntyre  
9 Elizabeth A. McIntyre, WSBA #25671  
10 Attorney for Defendants  
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**ORDER ON DEFENDANT ALLIED CASH  
ADVANCE'S MOTION TO DISMISS STATE LAW  
CLAIMS PURSUANT TO FRCP 12(b)(6) - 2  
U.S.D.C. No. C10-5257**

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